

Patent
Attorney's Docket No. 004501-637

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	Office of Petitions
)	Crystal Plaza 4, Room 3C20
Maren Eschermann, <i>et al.</i>)	
)	Group Art Unit: Unassigned
Application No.: 10/073,954)	
)	Examiner: Unassigned
Filed: 14 February 2002)	
)	
For: PREPROCESSOR FOR A)	
PREDETERMINED DOCUMENT)	
TYPE DEFINITION, SYSTEM FOR)	
PROCESSING MARKUP)	
LANGUAGE DOCUMENTS, AND)	
METHOD AND COMPUTER)	
PROGRAM PRODUCT FOR THIS)	
PURPOSE)	

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**PETITION UNDER 37 C.F.R. §1.182
FOR ESTABLISHMENT OF APPLICATION FILING DATE
IN RESPONSE TO NOTICE OF INCOMPLETE APPLICATION**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The Notice of Incomplete Application mailed 12 March 2002 (a copy of which is filed herewith), asserts that the above-identified application was deposited without drawings.

This assertion is respectfully traversed. Applicants respectfully submit that the application was filed with a complete set of drawings, and was therefore complete as of the 14 February 2002 date on which the application was deposited with the U.S. Patent and Trademark Office.

Filed herewith is a photocopy of the stamped postcard which, in accordance with MPEP §503, serves as *prima facie* evidence that the complete application, including drawings 1, was received by the U.S. Patent and Trademark Office on February 8, 1999.

A copy of the drawing is also filed herewith.

Accordingly, Applicants respectfully request that the drawing be formally acknowledged as filed with the application in the U.S. Patent and Trademark Office on 14 February 2002, and that the application be accorded an official filing date of 14 February 2002.

Please charge \$130.00 to Deposit Account No. 02-4800 for the petition fee due in accordance 37 C.F.R. §1.17(h).

Since this petition states that the complete application was filed on 14 February 2002, Applicants request a refund of the petition fee of \$130.00.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: M. David Ream
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Date: 25 March 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/073,954	02/14/2002	Maren Eschermann	004501-637

CONFIRMATION NO. 8700

FORMALITIES LETTER



OC000000007625463

Robert S. Swecker
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, VA 22313-1404

Date Mailed: 03/12/2002

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below **and a newly executed oath or declaration covering the items must** be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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Inventor: Maren ESCHERMANN et al.

Appln. No. Unassigned

Docket No.: 004501-637

Work Atty: BSS/gis

Date: February 14, 2002

Title:

PREPROCESSOR FOR A PREDETERMINED DOCUMENT TYPE DEFINITION, SYSTEM FOR PROCESSING MARKUP LANGUAGE DOCUMENTS, AND METHOD AND COMPUTER PROGRAM PRODUCT ... ETC.

The following was/were received in the U.S. Patent and Trademark Office on the date stamped hereon:

- | | | |
|--|---|--|
| <input checked="" type="checkbox"/> Utility Patent Application Transmittal | <input checked="" type="checkbox"/> Executed Declaration/Power of Attorney | <input checked="" type="checkbox"/> Check for \$ <u>906.00</u> is enclosed |
| <input type="checkbox"/> Design Patent Application Transmittal | <input type="checkbox"/> Unexecuted Declaration/Power of Attorney | <input type="checkbox"/> Check for \$ <u> </u> is enclosed |
| <input type="checkbox"/> Continuing Prosecution Application Request | <input checked="" type="checkbox"/> Assignment/Assignment Recordation Form Cover Sheet (PTO-1595) | <input type="checkbox"/> Charge \$ <u> </u> to Deposit Account |
| <input type="checkbox"/> Provisional Application Cover Sheet | <input checked="" type="checkbox"/> Claim for Convention Priority w/ <u>1</u> certified copy(s) | <input checked="" type="checkbox"/> European Search Report |
| <input type="checkbox"/> Provisional Application Transmittal | <input checked="" type="checkbox"/> Preliminary Amendment | <input type="checkbox"/> |
| <input type="checkbox"/> Continuation/Divisional Application (Rule 1.53(b)) with copy of application | <input checked="" type="checkbox"/> Information Disc. Statement Transmittal Letter | <input type="checkbox"/> |
| <input type="checkbox"/> Request for Continued Examination | <input checked="" type="checkbox"/> Information Disclosure Citation (PTO-1449) | <input type="checkbox"/> |
- INCLUDING:
- | | |
|---|--|
| <input checked="" type="checkbox"/> Specification (pages 1 - <u>21</u>) | <input checked="" type="checkbox"/> Information Disclosure Statement w/ <u>3</u> document(s) |
| <input checked="" type="checkbox"/> Claims (claim(s) 1 - <u>27</u> , <u>6</u> pgs.) | <input type="checkbox"/> Petition for <u> </u> Month Extension of Time |
| <input checked="" type="checkbox"/> Drawings (Fig(s). 1 - <u>1</u> , <u>1</u> pgs.) | <input type="checkbox"/> Constructive Petition for Extensions of Time |
| <input checked="" type="checkbox"/> Abstract of the Disclosure | <input type="checkbox"/> Patent Application Data Sheet |



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